



General Assembly

**Amendment**

January Session, 2011

LCO No. 7483

**\*HB0649807483HD0\***

Offered by:

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To: Subst. House Bill No. 6498

File No. 344

Cal. No. 215

**"AN ACT CONCERNING IMPLEMENTATION DATES FOR  
SECONDARY SCHOOL REFORM."**

1 Strike lines 63 to 67, inclusive, and insert the following in lieu  
2 thereof:

3 "(j) For the school year commencing July 1, 2012, and each school  
4 year thereafter, [a] each local [or] and regional board of education shall  
5 [collect information] create a student success plan for each student  
6 enrolled in a public school, beginning in grade six. [, that records  
7 students'] Such student success plan shall include a student's career  
8 and academic choices in grades six to twelve, inclusive."

9 Strike section 3 in its entirety and insert the following in lieu thereof:

10 "Sec. 3. Section 10-5d of the general statutes is repealed and the  
11 following is substituted in lieu thereof (*Effective from passage*):

12 (a) For the fiscal years ending June 30, [2013, to] 2012, and June 30,  
13 [2018] 2013, inclusive, the Department of Education shall, within  
14 available appropriations, provide [grants to] technical assistance to any  
15 local [and] or regional [school districts to begin] board of education  
16 that begins implementation of the provisions of subsections (c) and (d)  
17 of section 10-221a, as amended by this act.

18 (b) On or before November 1, [2012] 2013, and biennially thereafter,  
19 each local or regional board of education [seeking grant] receiving  
20 technical assistance from the department pursuant to subsection (a) of  
21 this section shall report to the department on the status of the school  
22 district's implementation of the provisions of subsections (c) and (d) of  
23 section 10-221a, [and an explanation for the reasons why funds are  
24 necessary for the next biennium to implement the provisions of  
25 subsections (c) and (d) of said section 10-221a] as amended by this act.

26 (c) On or before February 1, [2013] 2014, and biennially thereafter,  
27 the department shall report, in accordance with the provisions of  
28 section 11-4a, to the joint standing committee of the General Assembly  
29 having cognizance of matters relating to education on the status of  
30 implementation of the provisions of subsections (c) and (d) of section  
31 10-221a, as amended by this act, by local and regional boards of  
32 education in the state. Such report shall include, (1) an explanation of  
33 any existing state and federal funds currently available to assist in such  
34 implementation, (2) recommendations regarding the appropriation of  
35 additional state funds to support local and regional boards of  
36 education in the implementation of subsections (c) and (d) of said  
37 section 10-221a, and (3) recommendations for any statutory changes  
38 that would facilitate implementation of subsections (c) and (d) of said  
39 section 10-221a by local and regional boards of education."

40 Strike section 5 in its entirety and insert the following in lieu thereof:

41 Sec. 5. Subsection (g) of section 10-223e of the general statutes is  
42 repealed and the following is substituted in lieu thereof (*Effective from*  
43 *passage*):

44 (g) (1) (A) [On] Except as provided in subparagraph (C) of this  
45 subdivision, on and after July 1, 2010, the local or regional board of  
46 education for a school that has been identified as in need of  
47 improvement pursuant to subsection (a) of this section may establish,  
48 in accordance with the provisions of this subsection, a school  
49 governance council for each school so identified.

50 (B) [On] Except as provided in subparagraph (C) of this subdivision,  
51 on and after July 1, 2010, the local or regional board of education for a  
52 school that has been designated as a low achieving school, pursuant to  
53 subdivision (1) of subsection (c) of this section, due to such school  
54 failing to make adequate yearly progress in mathematics and reading  
55 at the whole school level shall establish, in accordance with the  
56 provisions of this subsection, a school governance council for each  
57 school so designated.

58 (C) The provisions of subparagraphs (A) and (B) of this subdivision  
59 shall not apply to a school described in said subparagraphs if (i) such  
60 school consists of a single grade level, or (ii) a substantially similar  
61 council, as determined by the Commissioner of Education, utilizing  
62 parental involvement exists at such school at the time such school is so  
63 identified as in need of improvement or so designated as a low  
64 achieving school.

65 (2) (A) The school governance council for high schools shall consist  
66 of (i) seven members who shall be parents or guardians of students  
67 attending the school, (ii) two members who shall be community  
68 leaders within the school district, (iii) five members who shall be  
69 teachers at the school, (iv) one nonvoting member who is the principal  
70 of the school, or his or her designee, and (v) two nonvoting student  
71 members who shall be students at the school. The parent or guardian  
72 members shall be elected by the parents or guardians of students  
73 attending the school, provided, for purposes of the election, each  
74 household with a student attending the school shall have one vote. The  
75 community leader members shall be elected by the parent or guardian  
76 members and teacher members of the school governance council. The

77 teacher members shall be elected by the teachers of the school. The  
78 nonvoting student members shall be elected by the student body of the  
79 school.

80 (B) The school governance council for elementary and middle  
81 schools shall consist of (i) seven members who shall be parents or  
82 guardians of students attending the school, (ii) two members who shall  
83 be community leaders within the school district, (iii) five members  
84 who shall be teachers at the school, and (iv) one nonvoting member  
85 who is the principal of the school, or his or her designee. The parent or  
86 guardian members shall be elected by the parents or guardians of  
87 students attending the school, provided, for purposes of the election,  
88 each household with a student attending the school shall have one  
89 vote. The community leader members shall be elected by the parent or  
90 guardian members and teacher members of the school governance  
91 council. The teacher members shall be elected by the teachers of the  
92 school.

93 (C) Terms of voting members elected pursuant to this subdivision  
94 shall be for two years and no members shall serve more than two  
95 terms on the council. The nonvoting student members shall serve one  
96 year and no student member shall serve more than two terms on the  
97 council.

98 (D) (i) [Schools] Except for those schools described in subparagraph  
99 (C) of subdivision (1) of this subsection, schools that have been  
100 designated as a low achieving school pursuant to subdivision (1) of  
101 subsection (c) of this section due to such school failing to make  
102 adequate yearly progress in mathematics and reading at the whole  
103 school level prior to July 1, 2010, and are among the lowest five per  
104 cent of schools in the state based on achievement shall establish a  
105 school governance council for the school not later than January 15,  
106 2011.

107 (ii) [Schools] Except for those schools described in subparagraph (C)  
108 of subdivision (1) of this subsection, schools that have been designated

109 as a low achieving school, pursuant to subdivision (1) of subsection (c)  
110 of this section, due to such school failing to make adequate yearly  
111 progress in mathematics and reading at the whole school level prior to  
112 July 1, 2010, but are not among the lowest five per cent of schools in  
113 the state based on achievement, shall establish a school governance  
114 council for the school not later than November 1, 2011.

115 (3) The school governance council shall have the following  
116 responsibilities: (A) Analyzing school achievement data and school  
117 needs relative to the improvement plan for the school prepared  
118 pursuant to this section; (B) reviewing the fiscal objectives of the draft  
119 budget for the school and providing advice to the principal of the  
120 school before such school's budget is submitted to the superintendent  
121 of schools for the district; (C) participating in the hiring process of the  
122 school principal or other administrators of the school by conducting  
123 interviews of candidates and reporting on such interviews to the  
124 superintendent of schools for the school district and the local and  
125 regional board of education; (D) assisting the principal of the school in  
126 making programmatic and operational changes for improving the  
127 school's achievement, including program changes, adjusting school  
128 hours and days of operation, and enrollment goals for the school; (E)  
129 working with the school administration to develop and approve a  
130 school compact for parents, legal guardians and students that includes  
131 an outline of the criteria and responsibilities for enrollment and school  
132 membership consistent with the school's goals and academic focus,  
133 and the ways that parents and school personnel can build a  
134 partnership to improve student learning; (F) developing and  
135 approving a written parent involvement policy that outlines the role of  
136 parents and legal guardians in the school; (G) utilizing records relating  
137 to information about parents and guardians of students maintained by  
138 the local or regional board of education for the sole purpose of the  
139 election described in subdivision (2) of this subsection. Such  
140 information shall be confidential and shall only be disclosed as  
141 provided in this subparagraph and shall not be further disclosed; and  
142 (H) if the council determines it necessary and subject to the provisions

143 of subdivision [(9)] (8) of this subsection recommending reconstitution  
144 of the school in accordance with the provisions of subdivision (6) of  
145 this subsection.

146 (4) The school governance council or a substantially similar council,  
147 described in subparagraph (C) of subdivision (1) of this subsection, at a  
148 school that has been identified as in need of improvement pursuant to  
149 subsection (a) of this section may: (A) In those schools that require an  
150 improvement plan, review the annual draft report detailing the goals  
151 set forth in the state accountability plan prepared in accordance with  
152 subsection (a) of this section and provide advice to the principal of the  
153 school prior to submission of the report to the superintendent of  
154 schools; (B) in those schools where an improvement plan becomes  
155 required pursuant to subsection (a) of this section, assist the principal  
156 of the school in developing such plan prior to its submission to the  
157 superintendent of schools; (C) work with the principal of the school to  
158 develop, conduct and report the results of an annual survey of parents,  
159 guardians and teachers on issues related to the school climate and  
160 conditions; and (D) provide advice on any other major policy matters  
161 affecting the school to the principal of the school, except on any  
162 matters relating to provisions of any collective bargaining agreement  
163 between the exclusive bargaining unit for teachers pursuant to section  
164 10-153b and local or regional boards of education.

165 (5) The local or regional board of education shall provide  
166 appropriate training and instruction to members of the school  
167 governance council or a substantially similar council, described in  
168 subparagraph (C) of subdivision (1) of this subsection, at a school that  
169 has been identified as in need of improvement pursuant to subsection  
170 (a) of this section to aid them in the execution of their duties.

171 (6) (A) The school governance council or a substantially similar  
172 council, described in subparagraph (C) of subdivision (1) of this  
173 subsection, at a school that has been designated as a law achieving  
174 school, pursuant to subdivision (1) of subsection (c) of this section  
175 may, by an affirmative vote of the council, recommend the

176 reconstitution of the school into one of the following models: (i) The  
177 turnaround model, as described in the Federal Register of December  
178 10, 2009; (ii) the restart model, as described in the Federal Register of  
179 December 10, 2009; (iii) the transformation model, as described in the  
180 Federal Register of December 10, 2009; (iv) any other model that may  
181 be developed by federal law; (v) a CommPACT school, pursuant to  
182 section 10-74g; or (vi) an innovation school, pursuant to section 10-74h.  
183 Not later than ten days after the school governance council informs the  
184 local or regional board of education of its recommendation for the  
185 school, such board shall hold a public hearing to discuss such vote of  
186 the school governance council and shall, at the next regularly  
187 scheduled meeting of such board or ten days after such public hearing,  
188 whichever is later, conduct a vote to accept the model recommended  
189 by the school governance council, select an alternative model  
190 described in this subdivision or maintain the current school status. If  
191 the board selects an alternative model, the board shall meet with such  
192 school governance council to discuss an agreement on which  
193 alternative to adopt not later than ten days after such vote of the board.  
194 If no such agreement can be achieved, not later than forty-five days  
195 after the last such meeting between the board and the school  
196 governance council, the Commissioner of Education shall decide  
197 which of the alternatives to implement. If the board votes to maintain  
198 the current school status, not later than forty-five days after such vote  
199 of the board, the Commissioner of Education shall decide whether to  
200 implement the model recommended by the school governance council  
201 or to maintain the current school status. If the final decision pursuant  
202 to this subdivision is adoption of a model, the local or regional board  
203 of education shall implement such model during the subsequent  
204 school year in conformance with the general statutes and applicable  
205 regulations, and the provisions specified in federal regulations and  
206 guidelines for schools subject to restructuring pursuant to Section  
207 1116(b)(8) of the No Child Left Behind Act, P.L. 107-110 or any other  
208 applicable federal laws or regulations.

209 (B) Any school governance council for a school or any substantially

210 similar council, described in subparagraph (C) of subdivision (1) of this  
211 subsection, at a school that has been identified as in need of  
212 improvement pursuant to subsection (a) of this section may  
213 recommend reconstitution, pursuant to subparagraph (H) of  
214 subdivision (3) of this subsection, during the third year after such  
215 school governance council or such substantially similar council was  
216 established if the school for such governance council has not  
217 reconstituted as a result of receiving a school improvement grant  
218 pursuant to Section 1003(g) of Title I of the Elementary and Secondary  
219 Education Act, 20 USC 6301 et seq., or such reconstitution was initiated  
220 by a source other than the school governance council.

221 (7) A school governance council or any substantially similar council,  
222 described in subparagraph (C) of subdivision (1) of this subsection, at a  
223 school that has been identified as in need of improvement pursuant to  
224 subsection (a) of this section shall be considered a component of  
225 parental involvement for purposes of federal funding pursuant to  
226 Section 1118 of the No Child Left Behind Act, P.L. 107-110.

227 [(8) The Commissioner of Education shall evaluate the school  
228 governance councils established on or before January 15, 2011, based  
229 on the criteria described in subsection (a) of section 10-4s. On or before  
230 October 1, 2014, the commissioner shall report, in accordance with the  
231 provisions of section 11-4a, to the joint standing committee of the  
232 General Assembly having cognizance of matters relating to education  
233 on the evaluation conducted pursuant to this subdivision. Such report  
234 shall also include recommendations whether to continue to allow  
235 school governance councils to recommend reconstitution pursuant to  
236 this subsection.]

237 [(9)] (8) The [department] Department of Education shall allow not  
238 more than twenty-five schools per school year to reconstitute pursuant  
239 to this subsection. The department shall notify school districts and  
240 school governance councils when this limit has been reached. For  
241 purposes of this subdivision, a reconstitution shall be counted towards  
242 this limit upon receipt by the department of notification of a final



243 decision regarding reconstitution by the local or regional board of  
244 education."

245 Strike section 7 in its entirety and renumber the remaining sections  
246 and internal references accordingly

247 In line 399, after "Superintendents," insert "the Connecticut  
248 Association of School,"

249 In line 402, after "(3)" insert "two"

250 After the last section, add the following and renumber sections and  
251 internal references accordingly:

252 "Sec. 501. Section 10-151b of the general statutes is repealed and the  
253 following is substituted in lieu thereof (*Effective July 1, 2011*):

254 (a) The superintendent of each local or regional board of education  
255 shall continuously evaluate or cause to be evaluated each teacher, in  
256 accordance with guidelines established by the State Board of  
257 Education, pursuant to subsection (c) of this section, [for the  
258 development of evaluation programs] and such other guidelines as  
259 may be established by mutual agreement between the local or regional  
260 board of education and the teachers' representative chosen pursuant to  
261 section 10-153b. [, continuously evaluate or cause to be evaluated each  
262 teacher.] An evaluation pursuant to this subsection shall include, but  
263 need not be limited to, strengths, areas needing improvement,  
264 strategies for improvement and multiple indicators of student  
265 academic growth. Claims of failure to follow the established  
266 procedures of such evaluation programs shall be subject to the  
267 grievance procedure in collective bargaining agreements negotiated  
268 subsequent to July 1, 2004. The superintendent shall report the status  
269 of teacher evaluations to the local or regional board of education on or  
270 before June first of each year. For purposes of this section, the term  
271 "teacher" shall include each professional employee of a board of  
272 education, below the rank of superintendent, who holds a certificate or  
273 permit issued by the State Board of Education.

274 (b) Each local and regional board of education shall develop and  
275 implement teacher evaluation programs consistent with guidelines  
276 established by the State Board of Education, pursuant to subsection (c)  
277 of this section, and consistent with the plan developed in accordance  
278 with the provisions of subsection (b) of section 10-220a.

279 (c) On or before July 1, [2013] 2012, the State Board of Education  
280 shall adopt, in consultation with the Performance Evaluation Advisory  
281 Council established pursuant to section 10-151d, guidelines for a  
282 model teacher evaluation program. Such guidelines shall provide  
283 guidance on the use of multiple indicators of student academic growth  
284 in teacher evaluations. Such guidelines shall include, but not be limited  
285 to: (1) Methods for assessing student academic growth; (2) a  
286 consideration of control factors tracked by the state-wide public school  
287 information system, pursuant to subsection (c) of section 10-10a, that  
288 may influence teacher performance ratings, including, but not limited  
289 to, student characteristics, student attendance and student mobility;  
290 and (3) minimum requirements for teacher evaluation instruments and  
291 procedures.

292 Sec. 502. Subsection (a) of section 10-151 of the general statutes is  
293 repealed and the following is substituted in lieu thereof (*Effective July*  
294 *1, 2011*):

295 (a) For the purposes of this section:

296 (1) [The term "board] "Board of education" [shall mean] means a  
297 local or regional board of education, a cooperative arrangement  
298 committee established pursuant to section 10-158a, or the board of  
299 trustees of an incorporated or endowed high school or academy  
300 approved pursuant to section 10-34, which is located in this state;

301 (2) [The term "teacher" shall include] "Teacher" includes each  
302 certified professional employee below the rank of superintendent  
303 employed by a board of education for at least ninety days in a position  
304 requiring a certificate issued by the State Board of Education;

305 (3) [The term "continuous"] "Continuous employment" means that  
306 time during which the teacher is employed without any break in  
307 employment as a teacher for the same board of education;

308 (4) [The term "full-time"] "Full-time employment" means a teacher's  
309 employment in a position at a salary rate of fifty per cent or more of  
310 the salary rate of such teacher in such position if such position were  
311 full-time;

312 (5) [The term "part-time"] "Part-time employment" means a teacher's  
313 employment in a position at a salary rate of less than fifty per cent of  
314 the salary rate of such teacher in such position, if such position were  
315 full-time;

316 (6) [The term "tenure"] "Tenure" means:

317 (A) The completion of thirty school months of full-time continuous  
318 employment for the same board of education for teachers initially  
319 hired prior to July 1, 1996; and forty such school months for teachers  
320 initially hired on or after said date provided the superintendent offers  
321 the teacher a contract to return for the following school year. For  
322 purposes of calculating continuous employment towards tenure, the  
323 following shall apply: (i) For a teacher who has not attained tenure,  
324 two school months of part-time continuous employment by such  
325 teacher shall equal one school month of full-time continuous  
326 employment except, for a teacher employed in a part-time position at a  
327 salary rate of less than twenty-five per cent of the salary rate of a  
328 teacher in such position, if such position were full-time, three school  
329 months of part-time continuous employment shall equal one school  
330 month of full-time continuous employment; (ii) a teacher who has not  
331 attained tenure shall not count layoff time towards tenure, except that  
332 if such teacher is reemployed by the same board of education within  
333 five calendar years of the layoff, such teacher may count the previous  
334 continuous employment immediately prior to the layoff towards  
335 tenure; [and] (iii) a teacher who has not attained tenure shall not count  
336 authorized leave time towards tenure if such time exceeds ninety

337 student school days in any one school year, provided only the student  
338 school days worked that year by such teacher shall count towards  
339 tenure and shall be computed on the basis of eighteen student school  
340 days or the greater fraction thereof equaling one school month; and  
341 (iv) for a teacher who has not attained tenure and who is employed by  
342 a local or regional board of education that enters into a cooperative  
343 arrangement pursuant to section 10-158a, such teacher may count the  
344 previous continuous employment with such board immediately prior  
345 to such cooperative arrangement towards tenure.

346 (B) For a teacher who has attained tenure prior to layoff, tenure shall  
347 resume if such teacher is reemployed by the same board of education  
348 within five calendar years of the layoff.

349 (C) Except as provided in subparagraphs (B), [and] (D) and (E) of  
350 this subdivision, any teacher who has attained tenure with any one  
351 board of education and whose employment with such board ends for  
352 any reason and who is reemployed by such board or is subsequently  
353 employed by any other board, shall attain tenure after completion of  
354 twenty school months of continuous employment. The provisions of  
355 this subparagraph shall not apply if, (i) prior to completion of the  
356 twentieth school month following commencement of employment by  
357 such board, such teacher has been notified in writing that his or her  
358 contract will not be renewed for the following school year, or (ii) for a  
359 period of five or more calendar years immediately prior to such  
360 subsequent employment, such teacher has not been employed by any  
361 board of education.

362 (D) Any certified teacher or administrator employed by a local or  
363 regional board of education for a school district identified as a priority  
364 school district pursuant to section 10-266p may attain tenure after ten  
365 months of employment in such priority school district, if such certified  
366 teacher or administrator previously attained tenure with another local  
367 or regional board of education in this state or another state.

368 (E) For a teacher who has attained tenure and is employed by a local

369 or regional board of education that enters into a cooperative  
370 arrangement pursuant to section 10-158a, such teacher shall not  
371 experience a break in continuous employment for purposes of tenure  
372 as a result of such cooperative arrangement.

373 (7) [The term "school] "School month" means any calendar month  
374 other than July or August in which a teacher is employed as a teacher  
375 at least one-half of the student school days."